

BEFORE
THE PUBLIC SERVICE COMMISSION
OF SOUTH CAROLINA
DOCKET NO. 2016-217-T – ORDER NO. 2016-
AUGUST ____,2016

**Application of Westbrook Charleston,
LLC for a Class E (Household Goods)
Certificate of Public Convenience and
Necessity for Operation of Motor Vehicle
Carrie**

**ORDER GRANTING CLASS E
HOUSEHOLD GOODS CERTIFICATE**

This matter comes before the Public Service Commission of South Carolina (“Commission”) on the Application of Westbrook Charleston, LLC (“Applicant” or “Westbrook”) for a Class E (Household Goods) Certificate of Public Convenience and Necessity. The Applicant seeks statewide authority to move household goods in South Carolina. Notice was timely published pursuant to S.C. Code Regs. 103-817(C)(3)(a). No parties intervened, and a hearing on the Application was held on August 17, 2016.

The parties at the hearing were the Applicant, represented by Charles L.A. Terreni, and the Office of Regulatory Staff (“ORS”), represented by Andrew M. Bateman. Westbrook called its President, Justin Westbrook, as a witness. Westbrook also moved for permission to take the testimony of its shipper witness, Tucker Payne, for use at the hearing, and its motion was granted on August 12, 2016. Order No. 2016-78H. In a letter dated August 16, 2016, the ORS informed the Commission that it did not oppose Westbrook’s application.

Justin Westbrook has been in the intrastate moving business since 2011, and currently operates Westbrook Moving Corp., LLC (“Westbrook Moving”). Westbrook Moving specializes in moving fine art and antiques, and has provided services to clients such as the Gibbes Museum,

the Historic Charleston Foundation, and the Citadel. Westbrook Charleston will be an intrastate affiliate of Westbrook Moving Corp. and will offer full-service moving of household goods to its clients, benefitting from the latter's expertise and referrals.

Applicant has applied for a Safety Rating from the U.S. Department of Transportation. Mr. Westbrook also testified that: there are no complaints or judgments against him or his companies; he has adequate equipment and facilities to provide moving services, appropriate insurance, and financial resources. Applicant submitted a proposed tariff and bill of lading, and the ORS has notified the Commission that it finds them satisfactory. Applicant has certified that is familiar with and agrees to comply with all applicable statutes and regulations.

Westbrook read into the record the deposition testimony of its shipper witness, Taylor Payne, a Charleston antiques dealer who testified to the need for additional movers in South Carolina. Mr. Payne testified that he is frequently asked to recommend household goods movers for moves throughout the state, and that there is a shortage of qualified movers. Mr. Payne also testified to the high quality service offered by Westbrook Moving. Additionally, Applicant introduced the affidavits of Ronald D. Long, President of Charlton Hall Galleries, and David Goble, Director of the Daniel Library at the Citadel; each of whom attested to Westbrook Charleston's qualifications and the need for qualified movers in South Carolina.

The Commission finds that Westbrook has demonstrated that it is fit, willing, and able to operate a household goods mover under S.C. Code Ann. Section 58-23-330 and S.C. Code Reg. 103-133. We find that the public convenience and necessity is not already being served by existing authorized services. Therefore, Westbrook's application should be granted.

IT IS THEREFORE ORDERED:

1. The Application of Westbrook Charleston, LLC for a Class E (Household Goods) Certificate of Public Convenience and Necessity is approved for the Applicant to transport household goods throughout South Carolina.
2. The Applicant will file with the Office of Regulatory Staff the proper insurance, safety rating, and other information required by S. C. Code Section 58-23-10 *et seq.* and by S. C. Code Reg. 103-100 through 103-241 of the Commission's Rules and Regulations for Motor Carriers and S.C. Cod Reg. 38-400 through 38-503 of the Department of Public Safety's Rules and Regulations for Motor Carriers, as amended, within ninety (90) days of this Order, or within such additional time as may be authorized by the Commission.
3. Upon compliance with S. C. Code Section 58-23-10 *et seq.*, and the applicable Regulations for Motor Carriers, a Certificate will be issued by the Office of Regulatory Staff authorizing the motor carrier services granted herein.
4. The motor carrier's services authorized by this Order will not be provided Prior to compliance with the above-referenced requirements and receipt of a Certificate.
5. Failure of the Applicant to either 1) complete the certification process by complying with the Office of Regulatory Staff requirements of causing to be filed with the Commission proof of insurance and an acceptable safety rating within ninety (90) days of this Order, or 2) to request and obtain from the Commission additional time to comply with the requirements stated above, will cause this Order granting the Application to be null and void, and the Application will be dismissed without prejudice. In such event, no further order of this Commission is necessary.

6. Applicant will provide service according to its tariff and bill of lading which accompany this Order as Exhibit A.
7. Pursuant to the two-month reporting requirement continued in Order No. 2014-443 (May 21, 2013), the ORS is requested to furnish the name and docket number of the Applicant to the Commission, should the Applicant fail to meet the requirements of the present Order. If such notification is provided, the Docket will be closed.
8. This Order will remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:

Swain E. Whitfield, Chairman

ATTEST:

Comer H. Randall, Vice Chairman